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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 KAYSEE NITTA,

12 Plaintiff,

13 v.

14 UNITED STATES OF AMERICA,

15 Defendant.
16

2:17-cv-01137-GMN-CWH

**Stipulation and Order to Lift Stay
and Reset Briefing Schedule**

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18 Pursuant to the end of the partial government shutdown, as well as Rule 6(b)(1) of
19 the Federal Rules of Civil Procedure and Rule IA 6-1 of this Court's Local Rules, the
20 parties advise the Court of the following and request approval of the briefing scheduled set
21 forth below.

22 1. At midnight on December 21, 2018, the continuing resolution that had been
23 funding the Department of Justice (the Department) expired and appropriations to the
24 Department lapsed.

25 2. During the lapse in appropriations, Defendant moved for and the Court
26 granted a stay of proceedings. Order, ECF No. 38. The Court also denied as moot a
27 pending stipulation to extend the due date for Plaintiff to oppose Defendant's dispositive
28

1 motion (identified below), while advising that a new stipulation could be filed once the stay
2 is lifted. Order, ECF No. 38.

3 3. On the evening of Friday, January 25, 2019, the United States Congress
4 enacted and the President signed a new continuing resolution funding the Department.

5 Now therefore, the parties request that the Court enter an order lifting the stay and
6 approving the following briefing schedule: The deadline for Plaintiff's opposition to
7 Defendant's Motion to Dismiss or, in the alternative, for Summary Judgment (ECF No.
8 32, filed 12/17/18) ("Motion") shall be March 4, 2019; and the deadline for Defendant's
9 reply shall be March 25, 2019.

10 Respectfully submitted this 30th day of January 2019.


11 SGRO & ROGER

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13 /s/ Anthony P. Sgro
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23 **IT IS SO ORDERED:**

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26 _____
27 Gloria M. Navarro, Chief Judge
28 UNITED STATES DISTRICT COURT

DATED this 5 day of February, 2019.